



Docket/Matter No. TPIP002B

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants	: M. Cima et al.)
Appl. No.	: 09/756,092)
Filed	: August 21, 2003)
Title	: HIGH-THROUGHPUT FORMATION, IDENTIFICATION, AND ANALYSIS OF DIVERSE SOLID-FORMS.)
) Grp./A.U. : 1639
) Examiner : Not assign.
) Conf. No. : 5650

Certificate of Mailing under 37 CFR 1.10

Date of Deposit: October 10, 2003
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, on the Date of Deposit shown above, postage prepaid and in an envelope addressed to the Assistant Commissioner of Patents, PO Box 1450, Alexandria, VA 22313.

Signature

Elizabeth Sweeney

Typed or Printed Name of Person Signing Certificate.

Assistant Commissioner for Patents
PO Box 1450
Alexandria, VA 22313

SECOND INFORMATION DISCLOSURE STATEMENT

Sir:

This Information Disclosure Statement is submitted:

☐ under 37 CFR 1.129(a), or
(First/Second submission after Final Rejection)

☒ under 37 CFR 1.97(b), or
(Within any one of the following time periods: three months of filing national application (other than a CPA) or date of entry of the national stage in an international application; or before the mailing date of a first office action on the merits in a non-provisional application, including a CPA, or a Request for Continued Examination).

☐ under 37 CFR 1.97(c) together with either:

☐ a Statement under 37 CFR 1.97(e), as checked below, or

☐ a \$180.00 fee under 37 CFR 1.17(p), or
(After the 37 CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)

☐ under 37 CFR 1.97(d) together with:

☐ a Statement under 37 CFR 1.97(e), as checked below, and

☐ a \$180.00 fee under 37 CFR 1.17(p), or
(Filed after final action or notice of allowance, whichever occurs first, but on or before payment of the issue fee)

☐ under 37 CFR 1.97(i):
Applicant requests that the IDS and cited reference(s) be placed in the application filewrapper.
(Filed after payment of issue fee)

Statement Under 37 CFR 1.97(e)

☐ Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or

☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Statement Under 37 CFR 1.704(d) (Patent Term Adjustment)

Applies to original applications (other than design) filed on or after May 29, 2000

☐ Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.

☒ Enclosed herewith is form PTO-1449:

☒ Copies of the cited references are enclosed.

☐ Since this application was filed after June 30, 2003, copies of issued U.S. patents and published U.S. applications are not required and are not being provided.

☐ Copies of the cited references are enclosed except those entered in prior application, U.S. Application No. [], to which priority under 35 U.S.C. 120 is claimed. [The earlier application contains copies of the cited references.]

☒ The listed references were cited in the enclosed International Search Report in a counterpart foreign application.

☐ The "concise explanation" requirement (non-English references) for reference(s) [] under 37 CFR 1.98(a)(3) is satisfied by:

☐ the explanation provided on the attached sheet.

☐ the explanation provided in the Specification.

☐ submission of the enclosed International Search Report.

☐ submission of the enclosed English-language version of a foreign Search Report and/or foreign Office Action.

☐ the enclosed English language abstract.

☐ Applicant requests that the following non-published pending applications be considered:

Examiner's
Initials

[] U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.:

[] U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.:

[] U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.:

Examiner

Date

☐ A copy of each above-cited application, including the current claims, is enclosed.

[] A copy of each above-cited application, including the current claims, is enclosed, except those entered in prior application, U.S. Application No. [], to which priority under 35 U.S.C. 120 is claimed.

The Examiner is requested to return a copy of the above list of pending applications indicating which references were considered with the next office communication.

It is requested that the information disclosed herein be made of record in this application.

Respectfully submitted,

TRANSFORM PHARMACEUTICALS, INC.

Date: 8 Oct, 2003

By:

John Lucas
John Lucas, Ph.D., J.D.

Registration No. 43,373

Transform Pharmaceuticals, Inc.
29 Hartwell Avenue
Lexington, MA 02421
Telephone: (781)674-7852
Facsimile: (781)863-8914



**PTO Form 1449
(Modified)
Supplemental Information
Disclosure**

Atty Docket No. TPIP002B
Application No.: 09/756,092
Inventor M. Cima et al.
Group 1639
Filing Date August 21, 2003
Conf. No. 5650

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U.S. Patent Documents

Examiner Initial	No.	Patent No./Pub. No.	Date	Patentee	Filing Date
	A1	6,180,060	01/30/2001	Green et al.	03/10/1995
	B1	3,422,268	01/14/1969	Meinig	12/29/1965
	C1	5,424,037	06/13/1995	Zimmermann et al.	06/15/1994
	D1	5,705,333	01/06/1998	Shah et al.	08/05/1994
	E1	6,460,014	10/01/2002	Waldman et al.	10/01/2002
	F1	2002/0049771	04/25/2002	Nagashima	03/13/2001
	G1	2002/0061599	05/23/2002	Elling et al.	12/29/2000

Foreign Patent or Published Foreign Patent Application

Examiner Initial	No.	Document No.	Publication Date	Country or Patent Office	Class	Sub-class	Translation	
							Yes	No
	H1	WO 01/51919	07/19/2001	PCT				
	I1							
	J1							
	K1							
	L1							

Other Documents

Examiner Initial	No.	Author, Title, Date, Place (e.g. Journal) of Publication
	M1	
	N1	
Examiner		Date Considered

Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.